

PES-0160

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: JOHN ZAGAJA ET AL. )  
Serial No.: 10/604,670 ) Group Art Unit: 1753  
Filed: August 8, 2003 )  
For: ELECTROCHEMICAL CELL SUPPORT ) Examiner: H. Wilkins  
STRUCTURE )

Via Facsimile (571) 273-8300  
Commissioner for Patents  
Alexandria, VA 22313

**PETITION FOR CLAIM FOR PRIORITY UNDER 35 CFR § 1.78(a)(3)**

Sir:

This Petition is respectfully submitted requesting a claim for priority as a continuation in part to earlier US Patent Application S/N 09/965,630, filed on September 21, 2001 which claims priority to US Provisional Patent Application S/N 60/235,743 filed on September 27, 2000; US Provisional Patent Application 60/235,821 filed on September 27, 2000; and US Provisional Application 60/235,974 filed on September 28, 2000. US Patent Application S/N 09/985,630 was co-pending with the present Application in accordance with 35 CFR § 1.78(a)(3). This delay in claiming priority was unintentional by the Applicant. Approval of this Petition is earnestly requested.

This petition is accompanied by an amendment to the specification of the present Application referencing the earlier filed application. A fee transmittal authorizing payment of the required fee under 37 CFR § 1.17(t) is also accompanies this petition.

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If there are any additional charges with respect to this Petition or otherwise,  
please charge them to Deposit Account No. 06-1130.

Respectfully submitted,

By   
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